

The Honorable Richard A. Jones

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

D.T., by and through his parents and
guardians, K.T. and W.T., individually, on
behalf of similarly situated individuals, and
on behalf of the NECA/IBEW Family Medical
Care Plan,

Plaintiff,

v.

NECA/IBEW FAMILY MEDICAL CARE
PLAN, THE BOARD OF TRUSTEES OF THE
NECA/IBEW FAMILY MEDICAL CARE
PLAN, SALVATORE J. CHILIA, ROBERT P.
KLEIN, DARRELL L. MCCUBBINS, GEARY
HIGGINS, LAWRENCE J. MOTER, JR.,
KEVIN TIGHE, JERRY SIMS, AND ANY
OTHER INDIVIDUAL MEMBER OF THE
BOARD OF TRUSTEES OF NECA/IBEW
FAMILY MEDICAL CARE PLAN,

Defendants.

NO. 2:17-cv-00004-RAJ

NOTICE OF FINAL SETTLEMENT
AND [PROPOSED] ORDER

Trial Date: January 25, 2021

**Noted for Consideration:
December 1, 2020**

I. NOTICE

Plaintiff D.T. and the plaintiff class and Defendants NECA/IBEW Family Medical
Care Plan and the Board of Trustees of the NECA/IBEW Family Medical Care Plan,
submit this notice to inform the Court that they have reached a final, long-form

1 agreement to settle this litigation. The parties respectfully request that the Court vacate
2 the trial date set for January 25, 2021. The parties intend that Plaintiff will file a Motion
3 for Settlement Class Certification and a Motion for Preliminary Approval of the Final
4 Settlement Agreement within the next three weeks.

5 It is so stipulated.

6 DATED: December 1, 2020.

7 POTTS-DUPRE, HAWKINS, & KRAMER,
8 CHTD.

SIRIANNI YOUTZ
SPOONEMORE HAMBURGER PLLC

9 s/ Katie Burch (per email authorization)

10 Katie Burch, admitted pro hac vice

s/ Eleanor Hamburger

Eleanor Hamburger (WSBA #26478)

Richard E. Spoonemore (WSBA #21833)

Daniel S. Gross (WSBA #23992)

Counsel for Plaintiff Class

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12 s/ Kristina Griffin (per email authorization)

13 Tiffany D. Downs, admitted pro hac vice

14 Rachel Ullrich, admitted pro hac vice

Kristina Griffin, admitted pro hac vice

15 ROBBLEE DETWILER & BLACK, PLLP

16 s/ Kristina Detwiler (per email authorization)

17 Kristina Detwiler (WSBA #26448)

18 Counsel for Defendants
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II. ORDER

Based upon the foregoing Notice of Settlement, it is ORDERED that the trial date set for January 25, 2021 is vacated. The parties shall submit a status report to the Court regarding the status of Plaintiffs' Motion for Settlement Class Certification and Motion for Preliminary Approval, if it is not filed by December 22, 2020.

DATED this ____ day of December, 2020.

RICHARD A. JONES
United States District Judge

Approved as to form:

SIRIANNI YOUTZ
SPOONEMORE HAMBURGER PLLC

s/ Eleanor Hamburger
Eleanor Hamburger (WSBA #26478)
Richard E. Spoonemore (WSBA #21833)
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